

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
Plaintiff,) CASE NO. CR10-145-RSM
v.)
GILBERTO DELEON-ALVAREZ,) DETENTION ORDER
Defendant.)
_____)

Offense charged: Robbery

Date of Detention Hearing: May 26, 2010

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) Defendant is reportedly a citizen of Mexico.
- (2) There is an immigration detainer pending against him. The issue of detention in

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01 this case is therefore essentially moot, as the defendant would be released to immigration custody
02 if not detained in this case.

03 (3) Defendant and his counsel offer no opposition to the entry of an order of detention.

04 (4) Upon advice of counsel, defendant declined to be interviewed by Pretrial Services.

05 Therefore, there is limited information available about him.

06 (5) There does not appear to be any condition or combination of conditions that will
07 reasonably assure the defendant's appearance at future Court hearings while addressing the
08 danger to other persons or the community.

09 It is therefore ORDERED:

10 (1) Defendant shall be detained pending trial and committed to the custody of the
11 Attorney General for confinement in a correction facility separate, to the extent
12 practicable, from persons awaiting or serving sentences or being held in custody
13 pending appeal;

14 (2) Defendant shall be afforded reasonable opportunity for private consultation with
15 counsel;

16 (3) On order of a court of the United States or on request of an attorney for the
17 Government, the person in charge of the corrections facility in which defendant
18 is confined shall deliver the defendant to a United States Marshal for the purpose
19 of an appearance in connection with a court proceeding; and

20 (4) The clerk shall direct copies of this Order to counsel for the United States, to
21 counsel for the defendant, to the United States Marshal, and to the United States
22 Pretrial Services Officer.

01 DATED this 26th day of May, 2010.

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04 Mary Alice Theiler
05 United States Magistrate Judge
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